

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Peter M. Wild, David E. Floyd, and Lewis D. Mikesell
Application No. 09/902,494 Group Art Unit: 3643
Filed: July 10, 2001 Examiner: Son T. Nguyen
Confirmation No.: 5907

Title: WOODY PLANT INJECTION METHOD AND APPARATUS



CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
2-25-04	<i>Sharon G. Carlisle</i>
Date	Signature
Sharon G. Carlisle	
Typed or printed name of person signing certificate	

INFORMATION DISCLOSURE STATEMENT

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)
- ☒ under 37 CFR 1.97(b), or
(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).
- ☐ under 37 CFR 1.97(c) together with either:
- ☐ a Statement under 37 CFR 1.97(e), as checked below, or
- ☐ a \$180.00 fee under 37 CFR 1.17(p), or
(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97(d) together with:
- ☐ a Statement under 37 CFR 1.97(e), as checked below, and
- ☐ a \$180.00 fee under 37 CFR 1.17(p), or
(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)
- ☐ under 37 CFR 1.97(i):
Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper.
(Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.
- ☒ Enclosed herewith is form PTO-1449:
- ☒ Copies of the cited references are enclosed.
- ☐ Since this application was filed after June 30, 2003, copies of issued U.S. patents and published U.S. applications are not required and are not being provided.
- ☐ Copies of the cited references are enclosed except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.]
- ☐ The listed references were cited in the enclosed International Search Report in a counterpart foreign application.
- ☒ The "concise explanation" requirement (non-English references) for reference AM2 under 37 CFR 1.98(a)(3) is satisfied by:
- ☐ the explanation provided on the attached sheet.
- ☐ the explanation provided in the Specification.
- ☐ submission of the enclosed International Search Report.
- ☐ submission of the enclosed English-language version of a foreign Search Report and/or foreign Office Action.
- ☒ the enclosed English language abstract.

☐ Applicant requests that the following non-published pending applications be considered:

Examiner's
Initials

____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []
____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []
____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

Examiner

Date

- ☐ A copy of each above-cited application, including the current claims, is enclosed.
- ☐ A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

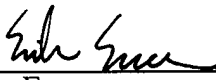
Method of payment:

- ☐ A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.
- ☐ Please charge Deposit Account 08-0380 in the amount of \$[]. A copy of this Statement is enclosed.
- ☒ Please charge any deficiency in fees and credit any overpayment to Deposit Account 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By


Erik L. Ence

Registration No.: 42,511

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

Dated: February 25, 2004
Concord, Massachusetts 01742-9133

PTO-1449 REPRODUCED

ATTORNEY DOCKET NO.
3048.1000-002APPLICATION NO.
09/902,494INFORMATION DISCLOSURE CITATION
IN AN APPLICATION

February 25, 2004

(Use several sheets if necessary)

FIRST NAMED INVENTOR
Peter M. WildFILING DATE
July 10, 2001EXAMINER
Son T. NguyenCONFIRMATION NO.
5907GROUP
3643

U.S. PATENT DOCUMENTS

EXAM- INER INI- TIAL	REF. NO.	DOCUMENT NUMBER Number-Kind Code (if known)	ISSUE DATE / PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT
	AD2	6,224,567 B1	05-01-2001	Roser
	AE2	6,203,521 B1	03-20-2001	Menne <i>et al.</i>
	AF2	6,063,054	05-16-2000	Anderson <i>et al.</i>
	AG2	6,047,865	04-11-2000	Shervington <i>et al.</i>
	AH2	6,013,050	01-11-2000	Bellhouse <i>et al.</i>
	AI2	5,951,531	09-14-1999	Ferdman <i>et al.</i>
	AJ2	5,919,159	07-06-1999	Lilley <i>et al.</i>
	AK2	5,868,713	02-09-1999	Klippenstein
	AA3	5,865,795	02-02-1999	Schiff <i>et al.</i>
	AB3	5,792,102	08-11-1998	Müller-Späth
	AC3	5,722,953	03-03-1998	Schiff <i>et al.</i>
	AD3	5,697,917	12-16-1997	Sadowski <i>et al.</i>
	AE3	5,620,421	04-15-1997	Schmitz
	AF3	5,540,657	07-30-1996	Kurjan <i>et al.</i>
	AG3	5,471,784	12-05-1995	Merving
	AH3	5,304,128	04-19-1994	Haber <i>et al.</i>
	AI3	5,009,637	04-23-1991	Newman <i>et al.</i>
	AJ3	4,944,726	07-31-1990	Hilal <i>et al.</i>
	AK3	4,941,880	07-17-1990	Burns
	AA4	4,896,454	01-30-1990	Cronenwett <i>et al.</i>
	AB4	4,833,824	05-30-1989	Cronenwett <i>et al.</i>
	AC4	4,766,659	08-30-1988	Cronenwett <i>et al.</i>
	AD4	4,698,935	10-13-1987	Cronenwett <i>et al.</i>
	AE4	4,596,556	06-24-1986	Morrow <i>et al.</i>
	AF4	4,505,067	03-19-1985	Gillespie
	AG4	4,377,571	03-22-1983	Strobel

EXAMINER

DATE CONSIDERED

APPLICATION NO.
09/902,494

FILING DATE
July 10, 2001

EXAMINER
Son T. Nguyen

CONFIRMATION NO.
5907

GROUP
3643

**INFORMATION DISCLOSURE CITATION
IN AN APPLICATION**

February 25, 2004

(Use several sheets if necessary)

FEB 27 2004

U.S. PATENT DOCUMENTS

EXAM- INER INI- TIAL	REF. NO.	DOCUMENT NUMBER Number-Kind Code (if known)	ISSUE DATE / PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT
	AH4	4,342,746	08-03-1982	Strobel
	AI4	4,342,176	08-03-1982	Wolfe
	AJ4	4,144,673	03-20-1979	Quast <i>et al.</i>
	AK4	3,992,813	11-23-1976	Freshel
	AA5	3,864,874	02-11-1975	Norris <i>et al.</i>
	AB5	3,367,065	02-06-1968	Cravens
	AC5	3,292,621	12-20-1966	Banker
	AD5	2,970,404	02-07-1961	Beaufils <i>et al.</i>
	AE5	2,927,401	03-08-1960	Little
	AF5	2,923,039	02-02-1960	Imus
	AG5	2,290,363	07-21-1942	Stirton
	AH5	1,982,975	12-04-1934	Aiken
	AI5	1,756,453	04-29-1930	Davey <i>et al.</i>
	AJ5	1,583,900	05-11-1926	Schmittutz

RECEIVED

MAR 04 2004

RECEIVED

MAR 04 2004

GROUP 3600

EXAMINER

DATE CONSIDERED

APPLICATION NO.
09/902,494

FIRST NAMED INVENTOR
Peter M. Wild

FILING DATE
July 10, 2001

FEB 27 2004

February 25, 2004

(Use several sheets if necessary)

EXAMINER
Son T. Nguyen

CONFIRMATION NO.
5907

GROUP
3643

[illegible]

GROUP 3600

EXAMINER

DATE CONSIDERED

APPLICATION NO.
09/902,494

FILING DATE
July 10, 2001

EXAMINER
Son T. Nguyen

CONFIRMATION NO.
5907

GROUP
3643

February 25, 2004

(Use several sheets if necessary)

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

AR

Sidewinder Tree Injectors, Sidewinder Tree Injection Technology P/L, Sidewinder Pty Ltd., Noosaville
4566 QLD Australia.

AS

Sidewinder Tree Injectors, Sidewinder Operations & Benefits, Sidewinder Pty Ltd., Noosaville 4566 QLD Australia.

AT

Sidewinder Tree Injectors, Sidewinder Product Range, Sidewinder Pty Ltd., Noosaville 4566 QLD Australia.

RECEIVED

MAR 04 2004

GROUP 3600

EXAMINER

DATE CONSIDERED